

CIVIL DOCKET

UNITED STATES DISTRICT COURT

Jury demand date: 11-8-73, by Deft.s (Tyler Pipe & Simmons)

D. C. Form No. 106A Rev.

TITLE OF CASE		ATTORNEYS				
<p>RICHARD W. RECORD</p> <p>V.</p> <p>TYLER PIPE & FOUNDRY CO., INC., a foreign corporation; PAUL G. SIMMONS and COMMERCIAL STANDARD INSURANCE CO., a foreign insurance company,</p>		<p>For plaintiff:</p> <p>R. W. Byars ⁵⁰⁰ Suite 306, 630 West 7th Tulsa, Oklahoma 74127 (918-582-6261)</p> <p>For defendant:</p> <p>Thomas R. Brett 1700 4th Matl. Bk. Bldg. Tulsa, Oklahoma (Commercial Standard Ins. Co.)</p> <p><u>Alfred B. Knight</u> 310 Beacon Bldg. Tulsa, OK 74103 (Tyler Pipe and Paul Simmons)</p> <p>Joseph M. Best 200 Franklin Bldg. Tulsa, Oklahoma Atty. for Tyler Pipe etc. & Simmons</p>				
STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.	
J.S. 5 mailed 10-1-73	Clerk	9/25 Byars 9/27/73 C/D #9		15.00	15 00	
J.S. 6 mailed 6-1-74	Marshal					
Basis of Action: personal injury - truck accident	Docket fee					
	Witness fees					
Action arose at:	Depositions					

DATE	PROCEEDINGS	Date Order or Judgment Noted
9-25-73	Complaint, filed. Summons issued. rm	
10-11-73	Summons, ret. & filed: served Tyler Pipe & Foundry Co. Inc., 10-1-73, Paul G. Simmons, and Commercial Standard Ins. Co., 10-4-73. (USM \$13.92)g	
10-15-73	<u>Answer</u> of Commercial Standard Ins. Co., filed. jj	
10-23-73	Entry of Appearance and Appl. for Addl. Time to File Ans., filed, jj	
10-23-73	Order, filed, granting defts. Tyler Pipe & Foundry and Paul G. Simmons, an extension of 15 days from 10-23-73 to file ans. (11-7-73) (JCS-Ck)jj	
10-24-73	Appl. & Order granting Deft.s Tyler Pipe & P. Simmons until 11-8-73 to ans. compl. (JCS-CC)v -copies mailed.	
11-8-73	Appl. for permission to withdraw as attys of record for Defts., filed by firm of BEST, SHARP, THOS. & GLASS. v -order as part of pldg, to J.	
11-8-73	<u>Request for Jury Trial</u> , filed by the Deft.s. v	
11-8-73	<u>Answer of the Deft.s, Tyler Pipe & Foundry Co., Inc., and Paul G. Simmons</u> , filed. v	
11-15-73	Order filed granting defts' attys. Best, Sharp, Thomas & Glass permission to withdraw. a <i>letter mailed</i>	
3-1-74	MO: Parties are directed to hold PT conference prior to 4-5-74 and filed PT order not later than 4-12-74. (AEB-J)v	
4-10-74	Appl. of pltf. for motion to dismiss as to deft. Commercial Standard Insurance Company, filed. g	
4-10-74	Order, filed, dismissing action against Commercial Standard Insurance Company, with prejudice. (AEB-J)g <i>copies mailed</i>	
5-6-74	Deposition of Richard W. Record, on behalf of defts. taken on 12-19-73 at Tulsa by Loyd Christesson, filed. e (\$110.00 pd by defts)	
5-8-74	Case set for disposition 5-15-74 at 10:00 A.M. for failure to file pre-trial order. (AEB-J)jj	
5-15-74	Case called for disposition. Deft represented. ^{/for Failure to file Pre-trial Order.} Plaintiff not present. Ct. states upon proper notice having been given, case is hereby dismissed for lack of prosecution. Deft. to prepare order within three days. (AEB-J).s	
5-16-74	Order dismissing action & complaint ^{as to Tyler Pipe & Foundry Co. and Paul G. Simmons} for want of prosecution, failure to file pretrial order, and failure to appear at disposition docket, filed & entered. (AEB-J)g <i>yes mailed</i>	
9-6-74	Application of pltf. for order nunc pro tunc, filed. g	
9-6-74	Order nunc pro tunc, filed & entered, correcting Order of 5-16-74 to show cause was not dismissed on its merits, but for failure to prosecute without prejudice to refiling. (AEB-J)g <i>copies mailed</i>	

4-29-74 order
 Tulsa
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